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REVISOR OF REGULATIONS
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Title 158 - STATE FIRE MARSHAL

Chapter 1 - DEFINITIONS - ABOVEGROUND STORAGE TANKS

Definitions included here apply to the State regulations in this Section.

001. "Aboveground" shall mean that 90% of the capacity of the tank in question lies above the surface of the earth.

002. "Hazardous Substance" shall mean any substance defined in subsection (14) of Section 101 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 as it existed on January 1, 1985, but not including any substance regulated as a hazardous waste under Subtitle C of such act. A listing of such substances may be found in Appendix I. The substance Anhydrous Ammonia shall be excluded from this list.

003. "Permanently Located" shall refer to any tank which is secured to the surface and is intended to be used as a permanently situated facility.

004. "Registration" shall mean the submission of information on a form provided by the State Fire Marshal along with the registration fee.

005. "State Fire Marshal" shall refer to the Nebraska State Fire Marshal, the First Assistant State Fire Marshal, Chief Deputy State Fire Marshal, and Deputy State Fire Marshal.

006. "Storage Tank" shall mean any tank having a storage capacity in excess of one thousand gallons used for the containment of hazardous substances for any period of time, except those tanks which are regulated under the rules and regulations adopted pursuant to Section 81-502 in accordance with Standard K61.1 (1972) of the American National Standards Institute.

FILED
John G. Burman
Secretary of State
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APPROVED:
Date 2-27-86
Bob Kerrey
Governor

APPROVED
ROBERT M. SPIRE
ATTORNEY GENERAL
JAN 10 1986
BY *Robert M. Spire*
Assistant Attorney General